City of Harahan
6437 Jefferson Highway
Mayor and Harahan City Council
Regular Meeting Agenda

Date: December 21, 2017
Time: 7:30 P.M.

The Public Meeting is called to order by the Mayor, followed by the Pledge of Allegiance.

ROLL CALL

SPECIAL PRESENTATIONS
1. Darlene Schwartz, Community Liaison
2. Current State of the Harahan Police Department

ADDRESS THE COUNCIL

APPROVAL OF MINUTES
Reading of the Minutes of the Special Meeting/Budget Hearing on November 14, 2017.
Approval of the Minutes of the Special Meeting/Budget Hearing on November 14, 2017.

Reading of the Minutes of the Council Meeting on November 16, 2017.
Approval of the Minutes of the Council Meeting on November 16, 2017.

Reading of the Minutes of the Special Meeting/Budget Hearing on December 7, 2017.
Approval of the Minutes of the Special Meeting/Budget Hearing on December 7, 2017.

COMMUNICATIONS
The Board of Adjustments and Appeals did not meet in November, 2017.

Reading of the minutes of the Planning and Zoning Board on December 6, 2017.
Accepting the minutes of the Planning and Zoning Board on December 6, 2017.

RESOLUTIONS
PROPOSED RESOLUTION NO. 2017 – 24
A resolution creating the Harahan Fire Department Advisory Committee.

PROPOSED RESOLUTION NO. 2017 – 25
A resolution regarding the "Weather Day" which occurred on March 11, 2016.

PROPOSED RESOLUTION NO. 2017 – 26
A resolution ordering and calling a special election to be held in the City of Harahan, State of Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

ORDINANCES FOR APPROVAL
PROPOSED ORDINANCE NO. 2017 – 16 (Deferred 12/7/2017)
An Ordinance approving the Re-zoning of 6915 Jefferson Highway, Lots B-4, B-5, B-6 and D-1-A, Tract C, Soniat Plantation Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, from R-1 to C-1.

PROPOSED ORDINANCE NO. 2017 – 28 (Deferred 11/16/2017)
An Ordinance to amend and re-ordain Section 78-44 of the Harahan Municipal Code by adding thereto a new subsection to be designated subsection (e) to provide for the imposition of a charge for residential curbside recycling services and to otherwise provide with respect thereto.
PROPOSED ORDINANCE NO. 2017 – 29 (Deferred 11/16/2017)
As mandated by LSA - R.S. 39:1305, to fund for the projected complete year of
Dues/Fees/Memberships/Subscriptions for the Regulatory Department, this is an
Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and
Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan,
Louisiana.

PROPOSED ORDINANCE NO. 2017 – 30 (Pending action by Planning and Zoning Board)
An Ordinance to amend and re-ordain Ordinance 1333, specifically, Section XI (B) (13)
of Appendix A of the Code of the City of Harahan, relative to square footage allowable
by the City of Harahan for general retail services in the C-1 Neighborhood Commercial
District; and to otherwise provide with respect thereto.

PROPOSED ORDINANCE NO. 2017 – 32
An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and
Expenditures for the Fiscal Year ending December 31, 2017 for the Maintenance
Department of the City of Harahan, Louisiana.

PROPOSED ORDINANCE NO. 2017 – 33
An Ordinance granting full read-only access to any and all accounting software
systems for departmental heads and their designated representatives.

PROPOSED ORDINANCE NO. 2017 – 34
An Ordinance amending the annual Budget of Revenue and Expenditures for the Fiscal
Year ending December 31, 2017 for the City of Harahan, Louisiana.

PROPOSED ORDINANCE NO. 2017 – 36
An Ordinance approving the re-subdivision of Lot A-2A, Soniat or Tchoupitoulas
Plantation Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, made

PROPOSED ORDINANCE NO. 2017 – 37
An Ordinance adopting the annual Budget of Revenue and Expenditures for the Fiscal
Year ending December 31, 2018 for the City of Harahan, Louisiana.

ORDINANCE NO. 1836 (VETOED 11/22/2017)
An Ordinance correcting a clerical error in the Harahan Municipal Code for the City of
Harahan, Louisiana.

ORDINANCE FOR INTRODUCTION (FIRST READING)

PROPOSED ORDINANCE NO. 2017 – 38
An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and
Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan,
Louisiana. (Civil Service Department)

PROPOSED ORDINANCE NO. 2017 – 39
An Ordinance amending Ordinance No. 1822, the annual Budget of
Revenues and Expenditures for the Fiscal Year ending December 31, 2017
for the City of Harahan, Louisiana. (Harahan Police Department)

PROPOSED ORDINANCE NO. 2017 – 40
An ordinance revising the Flood Damage Prevention Ordinance (FDPO)
contained in Chapter 38 of the City of Harahan Code of Ordinances to align
sections with the February 2, 2018 Digital Flood Insurance Rate Maps, and
providing for related matters. (Parishwide)

PROPOSED ORDINANCE NO. 2017 – 41
An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and
Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan,
Louisiana.
OLD BUSINESS
1. Civil Service Board appointment

NEW BUSINESS
1. Gary Verheide, Vice President of the HHPA (Harahan Horseshoe Pitchers Association)

2. Harahan Elementary is respectfully requesting a donation or substantial discounted price to rent Harahan Gym for their annual Mardi Gras Ball, which will be held on Saturday, January 27, 2017, from 7:00 p.m. until 10:00 p.m.

3. High Content ABO application for Yes Orr No, LLC dba DAX USA, located at 6901 Jefferson Hwy., Unit B, for John and Dawn Orr.

4. 2018 Holidays

5. 2018 Council Meetings

ADDRESS THE COUNCIL

SECRETARY'S REPORT
Secretary's report for November, 2017
Total revenue $608,354.14

REPORTS

PAY BILLS
Bill's paid in November, 2017
Total expenditures $355,719.58

EXECUTIVE SESSION
None

ADJOURN

A. The following matter involving pending litigation may be considered (Court, Case, Number, Parties):

B. The following matter involving prospective litigation for which formal written demand has been made may be considered.

C. The following matters involving discussion of the character, professional competence, or physical or mental health of:
   Name:
The following Resolution was offered by Councilman __________:

PROPOSED RESOLUTION NO. 2017-24

A resolution creating the Harahan Fire Department Advisory Committee.

WHEREAS, The Council for the City of Harahan has a desire to study the appropriate funding, staffing, salary, equipment and operational needs for the Harahan Fire Department; and

WHEREAS, There are very few dedicated sources of revenue for the Harahan Fire Department; and

WHEREAS, There is a need for long range planning for the Harahan Fire Department;

WHEREAS, Council for the City of Harahan would like to have input from both the public and the Fire Department about funding, staffing, salary, equipment and operational needs for the Harahan Fire Department,

NOW, THEREFORE, BE IT RESOLVED, by the Council for the City of Harahan, Louisiana, acting as governing authority of said City:

SECTION 1. The Harahan Fire Department Advisory Committee is hereby created.

SECTION 2. The committee shall be comprised of seven (7) members total. Two (2) members shall be appointed by The Harahan Fire Department through the Fire Chief. Five (5) members shall be appointed by the Harahan Council and approved by majority vote.

SECTION 3. The committee shall serve for no compensation but shall be given reasonable accommodation in City facilities to meet.

SECTION 4. Committee members should have an understanding of Fire operations, municipal budgeting, operating budgets, employee issues, general government operations or any other experience, knowledge, or education that would be advantageous to the committee goals.

SECTION 5. No more than two (2) members may reside outside the City of Harahan.

SECTION 6. The committee shall meet on days and times of their choosing but shall meet at a minimum of once per month.

SECTION 7. The Harahan Fire Department Advisory Committee shall operate for one (1) year from appointment of the first member and thereafter disband unless extended by the Council for the City of Harahan

SECTION 8. The mission for the Harahan Fire Department Advisory Committee shall include:

A) Review current information related to the funding and operations of the Harahan Fire Department.
B) Review data and other pertinent information related to the future community needs as they relate to Fire staffing and services.
C) Review any other information relevant to the continued efficient and effective operation of the Harahan Fire Department.
D) Make a recommendation regarding the most appropriate staffing and services model for the Harahan Fire Department.
E. Make a recommendation regarding the most appropriate funding level for the Harahan Fire Department including any potential funding sources.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This resolution was declared to be adopted on the ___ day of ________, 2017.

_______________________________
Nicole Lee, City Clerk
The following Resolution was offered by Councilman Wheeler:

PROPOSED RESOLUTION NO. 2017-25

A resolution regarding the "Weather Day" which occurred on March 11, 2016.

WHEREAS, On March 11, 2016, as a result of the threatening severe weather, Mayor Miceli, decided to close city hall and send home all non-essential personnel pursuant to Section B of the Personnel Policy for the City of Harahan relative to "Emergency Release"; and

WHEREAS, that due to the emergency there was not sufficient time for the City Council to act on the payroll status of the employees nor amend the weekly payroll with the result and that certain employees were in fact initially paid for the day and subsequently required to account for hours not worked by deductions from leave or compensatory time balances; and

WHEREAS, neither the City of Harahan nor the Harahan Fire and Police Civil Service Board had rules in place to govern pay practices in the event of the emergencies; and

WHEREAS, March 11, 2016, was not a "Holiday" as defined by the City of Harahan or the State of Louisiana; and

WHEREAS, the City of Harahan intends that the municipal employees who were scheduled to work that day, but were sent away or instructed not to come into work, are to be granted leave with pay, and are to be paid or have their leave restored for that day; and

WHEREAS, The City of Harahan intends that the Fire and Police personnel whose shifts overlapped and worked March 11, 2016 be compensated for overtime; and

WHEREAS, the City is in the process of adopting rules to govern pay practices during emergencies.

NOW, THEREFORE, BE IT RESOLVED by the Harahan City Council, acting as governing authority of said City that: March 11, 2016 is declared to be a day subject to the application of Leave with Benefits and that the restoration of leave balances of unclassified employees adjusted as a result of relief from duty is hereby approved and that the compensatory time balances of Fire and Police Employees whose work shifts overlapped said day, be adjusted to reflect additional compensatory time at the rate of .5 hours of compensatory time for all hours actually worked on said day.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

And this Resolution was declared adopted on this _____ day of _________, 2017.

Nicole Lee
Municipal Clerk
The following Resolution was offered unanimously by the Council:

**PROPOSED RESOLUTION NO. 2017-26**

A resolution ordering and calling a special election to be held in the City of Harahan, State of Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

BET IT RESOLVED by the City Council of the City of Harahan, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Harahan, State of Louisiana (the "City"), that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by Article VI, Sections 27, 30 and 32 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5 and Chapter 6-A of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the City on SATURDAY, APRIL 28, 2018, between the hours of seven o'clock (7:00) a.m. and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

**PROPOSITION (MILLAGE)**

Shall the City of Harahan, State of Louisiana (the "City"), levy a special tax of three (3) mills on all the property subject to taxation within the City (an estimated $261,350 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years, beginning with the year 2018 and ending with the year 2027, for the purpose of constructing, improving, maintaining, operating and supporting recreation facilities, equipment and programs for said City?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in the New Orleans Advocate, a newspaper of general circulation within the City, published in New Orleans, Louisiana, and being the official journal of the City, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

Notwithstanding the foregoing, prior to the publication of the Notice of Election, the Mayor is authorized and directed to make any amendments to the foregoing proposition that may be required to comply with any state or federal regulatory agencies.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the City Hall Council Chambers, 6437 Jefferson Hwy., Harahan, Louisiana, on THURSDAY, MAY 17, 2018, at SEVEN-THIRTY O’CLOCK (7:30) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.
SECTION 4.  **Polling Places.** The polling places for the precincts set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5.  **Election Commissioners: Voting Machines.** The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Thursday, May 17, 2018, as provided in Section 3 hereof. All registered voters in the City will be entitled to vote at the special election, and voting machines shall be used.

SECTION 6.  **Authorization of Officers.** The City Clerk of the City is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Mayor and/or City Clerk of the City are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election.

SECTION 7.  **Furnishing Election Call to Election Officials.** Certified copies of this resolution shall be forwarded to the Secretary of State, the Clerk of Court and Ex-Officio Parish Custodian of Voting Machines of Jefferson Parish and the Registrar of Voters of Jefferson Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8.  **Application to State Bond Commission.** Application is made to the State Bond Commission for consent and authority to hold the special election as herein provided, and in the event said election carries for further consent and authority to levy and collect the special tax provided for therein. A certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

This resolution having been submitted to a vote, the vote thereon was as follows:

<table>
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<tr>
<th>MEMBERS</th>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
<th>ABSTAINING</th>
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<tr>
<td>Timothy Baudier</td>
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<td>Susan Benton</td>
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<td>Craig Johnston</td>
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<td>Carrie Wheeler</td>
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And the resolution was declared adopted on this, the 21st day of December, 2017.

______________________________  ______________________________
/s/ Nicole Lee                  /s/ Tina Miceli
City Clerk                      Mayor

-2-
NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the City Council of the City of Harahan, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Harahan, State of Louisiana (the "City"), on December 21, 2017, NOTICE IS HEREBY GIVEN that a special election will be held within the City on SATURDAY, APRIL 28, 2018, and that at the said election there will be submitted to all registered voters in the City qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION
(MILLAGE)

Shall the City of Harahan, State of Louisiana (the "City"), levy a special tax of three (3) mills on all the property subject to taxation within the City (an estimated $261,350 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years, beginning with the year 2018 and ending with the year 2027, for the purpose of constructing, improving, maintaining, operating and supporting recreation facilities, equipment and programs for said City?

The said special election shall be held at the polling places for the following precincts:

H001
H002
H003
H004
H005
H006
H007
H008
H009
125(PART)

The polling places for the precincts set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

Notice is further given that a portion of the monies collected from the tax described in the Proposition shall be remitted to certain state and statewide retirement systems in the manner required by law.
The said special election will be held in accordance with the applicable provisions of Chapter 5 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the City Hall Council Chambers, 6437 Jefferson Hwy., Harahan, Louisiana, on THURSDAY, MAY 17, 2018, at SEVEN-THIRTY O’CLOCK (7:30) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the City are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Harahan, Louisiana, on this, the 21st day of December, 2017.

ATTEST: 

/s/ Tina Miceli  
Mayor

/s/ Nicole Lee  
City Clerk
STATE OF LOUISIANA
PARISH OF JEFFERSON

I, the undersigned City Clerk of the City Council of the City of Harahan, State of Louisiana (the "Governing Authority"), the governing authority of the City of Harahan, State of Louisiana (the "City"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings taken by the Governing Authority on December 21, 2017, ordering and calling a special election to be held in the City of Harahan, State of Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature of the City at Harahan, Louisiana, on this, the 21st day of December, 2017.

___________________________
City Clerk
The following Ordinance was introduced by Councilman Baudier and seconded by
Councilman Huete:

PROPOSED ORDINANCE NO. 2017-16

An Ordinance approving the Re-zoning of 6915 Jefferson Highway, Lots B-4, B-5, B-6 and D-1-A, Tract C, Soniat Plantation Subdivision, City of Harahan, Parish of
Jefferson, State of Louisiana, from R-1 to C-1.

WHEREAS, Kevin Marrone, on behalf of James Ray Marrone, Sr. and Regina
Boggs Marrone, the owner(s) of Lots B-4, B-5, B-6 and D-1-A, Tract C, Soniat
Plantation Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, as
shown on the plan of re-zoning by Gilbert, Kelly & Couturie\', Inc., dated May 16, 2017,
request to re-zone Lots B-4, B-5, B-6 and D-1-A from R-1 to C-1; and

WHEREAS, the Planning and Zoning Commission of the City of Harahan did not
recommend said plan of re-zoning as indicated thereon.

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the
City of Harahan that:

SECTION 1. The plan of re-zoning of Lots B-4, B-5, B-6 and D-1-A, Tract C,
Soniat Plantation Subdivision, City of Harahan, Parish of Jefferson, State of
Louisiana from R-1 to C-1 is hereby approved.

SECTION 2. The Mayor of the City of Harahan is authorized and empowered
to affix her signature to the said plan of re-zoning and to execute any and all
documents necessary to fully implement this Ordinance.

SECTION 3. The severability and repeal clause as referenced in Ordinance No.
1566 is incorporated into this Ordinance.

The Ordinance having been considered section by section and as a whole, a
vote was taken and the vote was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

And this Ordinance was declared adopted on this ____ day of _________ to
become effective immediately upon the signature of the Mayor or upon the expiration
of the time period without the signature of the Mayor.

_________  ___________________________
Tina Miceli  Nicole Lee
Mayor  City Clerk
ORDINANCE NO. ______

CITY OF HARAHAN

PROPOSED ORD. NO: 2017 - 28

BY: COUNCILMEMBER JOHNSTON
SECOND: BAUDIER

AN ORDINANCE to amend and re-ordain Section 78-44 of the
Harahan Municipal Code by adding thereto a new subsection to
be designated subsection (e) to provide for the imposition of
a charge for residential curbside recycling services and to
otherwise provide with respect thereto.

THE COUNCIL OF THE CITY OF HARAHAN HEREBY ORDAINS THAT

SECTION 1. Section 78-44 of the Harahan Municipal Code
is hereby amended and re-ordained by adding thereto a new
subsection to be designated subsection (e), to read as
follows:

Sec. 78-44. - Charges.

* * *

(e) The basic charge for residential curbside
recycling services shall be established
administratively, but shall not exceed $2.20 per
month.

SECTION 2. If any provision of this ordinance is held to
be invalid or otherwise unenforceable by the final judgment
of a court of competent jurisdiction such invalidity shall
not affect the validity of any of the remaining provisions of
this ordinance that may be given effect without the invalid
provision; and to this end the provisions of this ordinance
are hereby declared to be severable.
SECTION 3. All ordinances or parts of ordinances of the City of Harahan in conflict with this ordinance and all Sections in the Harahan Municipal Code in conflict with this ordinance are hereby repealed.

The foregoing Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:  
NAYS:  
ABSENT:  
ABSTENTION:

ADOPTED BY THE COUNCIL OF THE CITY OF HARAHAN

To become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

DELIVERED TO THE MAYOR ON

APPROVED:  
DISAPPROVED:

______________________________  
MAYOR

RETURNED BY THE MAYOR ON  AT

______________________________  
CITY CLERK
Sec. 78-44. - Charges.

(a) The basic charge for garbage and trash collection and disposal for residents of the city of $4.00 per month is hereby ratified and maintained.

(b) In accordance with the provisions of any contract, presently existing or hereafter arising between the city and any garbage and trash collection and disposal company, any additional charges which may become due annually as a result of increases in the consumer price index as published by the U.S. Department of Labor are authorized to be billed to the residents and users of the garbage and trash collection and disposal services provided in the city.

(c) Any increases in cost to the city for garbage and trash collection and disposal are authorized to be billed to the residents and users of the garbage and trash collection and disposal services provided by the city.

(d) The city is hereby authorized to include in the annual amounts levied on the tax rolls of the city and/or in statements for water services, an amount, in addition to the said basic garbage and trash charge, equal to the increases, if any, for said garbage and trash collection and disposal charges based upon increases in the consumer price index and garbage and trash collection and disposal cost, as provided above.


The following Ordinance was proposed by Councilman Benton and seconded by Councilman Baudier:

PROPOSED ORDINANCE NO. 2017-29

As mandated by LSA - R.S. 39:1305, to fund for the projected complete year of Dues/Fees/Memberships/Subscriptions for the Regulatory Department, this is an Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan, Louisiana.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. It is hereby ordered that the following item be and serve as the amendments for the above mentioned 2017 budget ordinance. The General Fund Budget is amended as follows for the purpose of meeting MS4 Permit Fee allocated by Jefferson Parish.

Line Items:
010-4-118-40400 Dues/Fees/Memberships/Subscriptions Increased by $5,936.34

SECTION 2. The adoption of this budget amendment shall form the framework for monitoring revenue and controlling expenditures as required by L.R.S. 39.1310.

SECTION 3. If any provision of this ordinance is held to be invalid, or otherwise unenforceable by the final judgment of a court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and, to this end, the provisions of this ordinance are hereby declared to be servable.

SECTION 4. All ordinances, or parts of ordinances of the City of Harahan in conflict with this ordinance, and all Sections in the Harahan Municipal Code in conflict with this ordinance, are hereby repealed.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this ___ day of __________, to become effective immediately upon the signature of the Mayor, or upon the expiration of the time period without the signature of the Mayor.

Tina Miceli, Mayor
Nicole Lee, City Clerk
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<th>Item</th>
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<th>2017</th>
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ORDINANCE

CITY OF HARAHAAN

PROPOSED ORD. NO: 2017-30

BY: COUNCILMEMBER BENTON
SECONDED: BAUDIER

AN ORDINANCE to amend and re-ordain Ordinance 1333, specifically, Section XI(B)(13) of Appendix A of the Code of the City of Harahan, relative to square footage allowable by the City of Harahan for general retail services in the C-1 Neighborhood Commercial District; and to otherwise provide with respect thereto.

WHEREAS, the City of Harahan in June of 2012 amended Ordinance 1333, Section XI.C-1- Neighborhood Commercial District, Section B, 13, General Retail Services, to allow for unlimited building square footage, and,

WHEREAS, the City of Harahan wishes to protect property values and the quality of life of the residents of Harahan and the integrity of their neighborhoods, and,

WHEREAS, the City of Harahan Master Plan recommended and identified that it was the strong desire of the residents to preserve the ambiance, tranquility, and small neighborhood appeal of the community, and,

WHEREAS, the Planning and Zoning Commission of the City of Harahan did recommend the said plan of change as indicated thereon;

NOW, THEREFORE;

SECTION 1. IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF HARAHAAN that Section XI(B)(13) of Appendix A of the
Code of the City of Harahan be, and the same is hereby amended and re-ordained to read as follows:

13. General retail services. The square footage allowable by the City of Harahan in General Retail Services, shall not exceed 10,000 square feet in floor area.

SECTION 2. If any provision of this ordinance is held to be invalid or otherwise unenforceable by the final judgment of a court of competent jurisdiction such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and to this end the provisions of this ordinance are hereby declared to be severable.

SECTION 3. All ordinances or parts of ordinances of the City of Harahan in conflict with this ordinance and all Sections in the Harahan Municipal Code in conflict with this ordinance are hereby repealed.

The foregoing Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: 
NAYS: 
ABSENT: 
ABSTENTION:

ADOPTED BY THE COUNCIL OF THE CITY OF HARAHAN

To become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

DELIVERED TO THE MAYOR ON
SECTION XI. C-1 – NEIGHBORHOOD COMMERCIAL DISTRICT

A. This district is provided primarily for retail shopping and personal service uses to be developed either as a unit or in individual parcels to serve the needs of a relatively small area, primarily nearby residential areas. Often located on one (1) or more thoroughfares, these districts are small and are within convenient walking distance of most of the areas they will serve. The district regulations are designed to enhance the general character of the district and its compatibility with its residential surroundings.

B. PERMITTED USES. In C-1—Neighborhood Commercial Districts, the following uses are permitted:

1. Any use permitted in the GO-M — General Office/Mixed Use District. Existing single-family dwellings shall be considered a conforming use and shall conform to all R-1A or R-1B — Single-Family Residential District regulations.
2. Altering and repairing of wearing apparel.
3. Antique store.
4. Appliance store.
5. Bakery, retail, having no more than five (5) employees on the premises.
6. Bank and homesteads.
7. Barbershop or beauty shop.
8. Bookstore.
9. Business machines store or agency.
10. Cosmetic studio.
11. Dancing or music academies or similar non-industrial training schools.
12. Dry cleaning shops having no more than five (5) employees on the premises and using no cleaning fluid whose base is petroleum or one of its derivatives.
13. General retail service and repair establishments similar in character to those enumerated in this section, but occupying not more than ten thousand (10,000) square feet in floor area.
14. Health or athletic club or studio.
15. Laundries having no more than five (5) employees on the premises.
16. Lawnmower, yard and garden equipment, rental, sales and services.
17. Restaurants, including facilities providing drive-in food services.
18. Accessory buildings or similar uses customarily incidental to the above uses, including accessory flat signs limited in area to one (1) square foot per two (2) linear feet of street frontage. In no case shall there be more than one (1) pole sign per lot.
19. Monopoles—see telecommunication requirements
20. Roadside Stands (ord. #1351-A, 8/15/02)
21. Small Animal Hospitals or veterinary clinic, provided no outside kennels are maintained on the premises and all kennels are located in the main building. (ord. #1398, 7/17/03), (ord. #1410, 09/18/03)

C. HEIGHT REGULATIONS. No building or structure shall exceed forty-five (45) feet in height.

D. AREA REGULATIONS.

1. Yard:
   a. Front yard:
      i. There shall be a front yard having a depth of twenty (20) feet.
      ii. On through lots the required front yard shall be provided on both streets.
      iii. Parking is permitted in the front yard area except where the frontage on one (1) side of the street between two (2) intersecting streets is partially in a C1 district and partially in a residential district, in which case the front yard regulations of the residential district shall apply. (ord. #1643, 01/15/09)
b. Side yard:
   i. No side yard is required, except that on the side of a lot abutting on a residential
district, a side yard of not less than five (5) feet shall be provided. (Ord. #1588, 8/16/07)
   ii. On corner lots, the side yard on the side of the lot abutting the side street shall
       not be less than ten (10) feet, except an accessory building which is not part of
       the main building may locate as near as five (5) feet from the side of the lot
       abutting the side street, provided the lot in the rear of the corner lot does not front
       the side street.
   iii. In cases where a C-1 district abuts a residential district, a seven-foot
       wood or masonry fence shall be erected to screen and separate the
districts.

c. Rear yard:
   i. A rear yard is not required except where a lot abuts upon a residential district,
in which case there shall be a rear yard of not less than twenty (20) feet in depth.
   Where a rear yard, though not required, is provided, such rear yard shall not be
   less than five (5) feet in depth.

2. Lot area. The minimum width of lots shall be sixty (60) feet at the front property line or
at the front building line in the case of irregular shaped lots. Each lot shall contain a
minimum area of six thousand (6,000) square feet.

E. OFF-STREET PARKING REQUIREMENTS. Off-street parking requirements are provided
in Section XVI of this ordinance.

F. LOADING ZONE REQUIREMENTS. Loading zone requirements are provided in Section
XVI of this ordinance.
The following Ordinance was proposed by Councilman Benton and seconded by Councilman Johnston:

PROPOSED ORDINANCE NO. 2017 – 32

An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the Maintenance Department of the City of Harahan, Louisiana.

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Harahan that:

SECTION 1. The below estimate of expenditures as reflected is hereby adopted to serve as the Capital Projects Budget for the Maintenance Department of the City of Harahan, Louisiana.

SECTION 2. For the purchase of a Kubota Lawn Tractor in the amount of $9,729.72, increase Line Item: 341-4-115-90920 Capital Outlay – Maintenance.

SECTION 3. The adoption of this budget shall form the framework for monitoring and controlling expenditures as required by L.R.S. 39:1310.

SECTION 4. If any provision of this ordinance is held to be invalid, or otherwise unenforceable by the final judgment of a court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and, to this end, the provisions of this ordinance are hereby declared to be servable.

SECTION 5. All ordinances, or parts of ordinances of the City of Harahan in conflict with this ordinance, and all Sections in the Harahan Municipal Code in conflict with this ordinance, are hereby repealed.

This Ordinance having been considered by section and as a whole, a vote was taken and the vote was as follows:

YEAS:
NAYS
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this _____ day of ____________, to become effective immediately upon the signature of the Mayor, or upon the expiration of the time period without the signature of the Mayor.

_____________________________  ______________________________
Tina Miceli, Mayor                  Nicole Lee, City Clerk
### Capital Project Fund

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<th>CATEGORY</th>
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<td></td>
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<tr>
<td>TOTAL EXPENDITURES</td>
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<tr>
<td>TOTAL INCOME</td>
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<td>$48,813</td>
<td>5,239</td>
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<tr>
<td>Net Operating Revenues over Expenses</td>
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<td>$41,239</td>
<td>$43,580</td>
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<td>-$2,341</td>
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</tbody>
</table>

| OPERATING TRANSFERS OUT (W)|||||
|--------------------------|----------|----------|----------|
| CITY IT DEPARTMENT | | | |
| TOTAL TRANSFERS OUT (W) | $41,239 | $43,580 | $2,341 |

| OPERATING TRANSFERS IN (W)|||||
|--------------------------|----------|----------|----------|
| CITY IT DEPARTMENT | | | |
| TOTAL TRANSFERS IN (W) | | | |

| Net Revenues (Deficiency) over Expenditures | $7,574 | $48,813 | 5,239 |
| | | | -$2,341 |

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<td>$41,239</td>
<td>$43,580</td>
<td>$2,341</td>
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| Net Revenues (Deficiency) over Expenditures | $7,574 | $48,813 | 5,239 |
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</table>

| Net Revenues (Deficiency) over Expenditures | $7,574 | $48,813 | 5,239 |
| | | | -$2,341 |
### Standard Features

**Kubota**

**ZD1000 Series**

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<td>3 Cylinder, Model # D782</td>
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<td>19.3 Gross HP @ 3200 rpm</td>
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<td>47.5 cu. in. Displacement</td>
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<td>12v 430 Amp Hr. Battery</td>
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<td>14 Amps Charging Output</td>
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<td><strong>SAFETY EQUIPMENT</strong></td>
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<tr>
<td>Electric Key Shut Off</td>
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<tr>
<td>Control Lever Safety Switch</td>
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<tr>
<td>Parking Brake Safety Switch</td>
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<tr>
<td>Foldable Roll Bar</td>
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<tr>
<td>Seat Safety Switch</td>
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<tr>
<td><strong>TRANSMISSION</strong></td>
</tr>
<tr>
<td>Hydrostatic Drive</td>
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<tr>
<td>(2) HST w/Oiler Reduction</td>
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<tr>
<td>Brake - Wet Multi Disks</td>
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<tr>
<td>Forward Speeds 0 - 9 mph</td>
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<tr>
<td>Reverse Speeds 0 - 5 mph</td>
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<td>Width Overall 81.5&quot;</td>
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<tr>
<td>Wheelbase 54.3&quot;</td>
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<tr>
<td><strong>STEERING / MOTION CONTROL</strong></td>
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<td>(2) Hand Levers, Adjustable</td>
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<tr>
<td>Hydraulically Damped, Adjustable</td>
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<td><strong>POWER TAKE OFF</strong></td>
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<td>Hydraulic Independent PTO</td>
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<tr>
<td>Shaft Drive Mower Deck</td>
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<td>Wet Disk Clutch</td>
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<td><strong>OPERATING FEATURES</strong></td>
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<td>Dual Element Air Filter</td>
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<td>Adj. Front Axle: Rigid/Oscillating</td>
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<td>Deluxe Suspension Seat</td>
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<td>Hands-Free Hydraulic Deck Lift</td>
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<tr>
<td>Hands-Free Parking Brake</td>
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<tr>
<td>Cup Holder</td>
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<tr>
<td><strong>MOWER</strong></td>
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<tr>
<td>8&quot; Deep, Pro Deck w/AACS</td>
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<tr>
<td>1.5&quot; Cut Height, Adjustable</td>
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<tr>
<td>1/4&quot; Increments</td>
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<tr>
<td>Flexible Discharge Cover</td>
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<tr>
<td>3 Blades</td>
</tr>
<tr>
<td>ZD1011-48, 8 Gauge, 48&quot; Cut</td>
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<tr>
<td><strong>FLUID CAPACITY</strong></td>
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<td>Fuel Tank 5.8 gal</td>
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<tr>
<td>Engine Coolant w/ Recovery</td>
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<tr>
<td>Crankcase w/ Filter 3.7 qts</td>
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<tr>
<td>Transmission Case and Axle</td>
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<tr>
<td>Gear 7.9 qts</td>
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+ **Manufacturer Estimate**

**TIRES AND WHEELS**

Front 13 x 5.0 - 6
Rear 24 x 9.5-14 Turf, Low Profile

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### Custom Options

**ZD1011-48 Base Price:** $12,474.00

- **Configured Price:** $12,474.00
- **State of Louisiana Discount:** ($2,744.28)
- **SUBTOTAL:** $9,729.72
- **Dealer Assembly:** $0.00
- **Freight Cost:** $0.00
- **PDI:** $250.00
- **STATE OF LOUISIANA ADJUSTED DISCOUNT:** ($250.00)

<table>
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<tr>
<th>Total Unit Price:</th>
<th>$9,729.72</th>
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<tbody>
<tr>
<td>Quantity Ordered:</td>
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</tr>
<tr>
<td>Final Sales Price:</td>
<td>$9,729.72</td>
</tr>
</tbody>
</table>

**Purchase Orders Must Reflect the Final Sales Price**

To order equipment — purchase orders must be made out and returned to:

Kubota Tractor Corporation
1000 Kubota Drive
Grapevine, TX 76051
or email NA.Support@kubota.com
or call 817-736-1171 or fax 817-850-1581

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*All equipment specifications are as complete as possible as of the date on the quote. Additional attachments, options, or accessories may be added (or deleted) at the discounted price. All specifications and prices are subject to change. Taxes are not included. The PDI fees and freight for attachments and accessories quoted may have additional charges added by the dealer. These charges will be billed separately. Prices for product quoted are good for 90 days from the date shown on the quote. All equipment as quoted is subject to availability.*

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The following Ordinance was proposed by Councilman Baudier and seconded by Councilman Johnston:

PROPOSED ORDINANCE NO. 2017-33

An Ordinance granting full read-only access to any and all accounting software systems for departmental heads and their designated representatives.

WHEREAS, The administration has been reluctant to grant access to the Harahan Police Department and others access to financial information; and

WHEREAS, individuals have been forced to file public records requests for information that is rightfully theirs; and

WHEREAS, Harahan uses the Incode system for accounting and Human Resources; and

WHEREAS, all department heads would benefit from having access to the accounts and balances within Incode;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. All departmental heads be and hereby are granted “read only” access to all aspects and departments of all accounting systems; and

SECTION 2. Any administrator possessing authority to grant access to the Incode System be herein directed to grant departmental heads “read only” access to all aspects and departments of all accounting systems in addition to having “editor” authority for updating and modification of their specific departmental data in the Incode system.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this ___ day of __________, to become effective immediately.

____________________  ____________________
Tina Miceli, Mayor          Nicole Lee, City Clerk
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman Wheeler:

PROPOSED ORDINANCE NO. 2017 – 34

An Ordinance amending the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan, Louisiana.

WHEREAS, there is no explicit designation qualifying the Harahan Police Department as a restricted budget; and

WHEREAS, there has been confusion regarding the authority of the Chief of Police to manage his department;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. The Harahan Police Department is herein recognized as having an unrestricted budget and shall be herein explicitly ordained as an unrestricted budget for the 2017 budget year and ongoing until such time as an ordinance, duly passed, shall state otherwise.

SECTION 2. The Chief of Police, in preparing his budget for submission to the City of Harahan, may use the line item form to provide guidance to the City of Harahan and assistance with forecasting and compliance with the Local Government Budget Act.


SECTION 4. The budget or cost accounts of the Harahan Police Department (hereinafter referred to as “HPD Budget”) shall not be charged or bear expense of any kind or nature for any portion of the general overhead cost of the City of Harahan (hereinafter referred to as “Excluded Expenditures”). Excluded Expenditures shall include, but not be limited to, allocations of: salary and salary burden expenses of the Mayor or other city employees that are not assigned 100% to the Harahan Police Department; and, costs for City of Harahan contract employees including but not limited to, the City Attorney and the City Accountant. Notwithstanding anything contained within this Section 4 to the contrary, some costs of the City Accountant and City Attorney may be charged to the HPD Budget when prior written approval has been obtained from the Chief of Police for the task generating the expense to the HPD Budget, with suitable documentation proving actual costs incurred, to be submitted to the Chief of Police prior to assignment of such costs to the HPD Budget. Excluded Expenditures shall not include cost of the City Attorney’s time when the City Attorney is directly engaged in defending the City of Harahan or the Harahan Police Department from a claim by a third party when said third party claim is solely the result of an alleged action or inaction of the Harahan Police Department.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:

NAYS:

ABSENT:

ABSTENTION:
This Ordinance was declared adopted on this ___ day of ____________, to become effective immediately.

Tina Miceli, Mayor

Nicole Lee, City Clerk
The following Ordinance was proposed by Councilman Wheeler and seconded by Councilman __________:

PROPOSED ORDINANCE NO. 2017 - 36


WHEREAS, JW Colonial Group, LLC, the owner of Lot A-2A, Soniat or Tchoupitoulas Plantation Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, having petitioned this governing body to re-subdivide this lot(s) into Lots 1 - 6, Colonial Center, Soniat or Tchoupitoulas Plantation Subdivision, as shown on the plan of Ronald Clement, P.L.S., dated August 25, 2017.

WHEREAS, the Planning & Zoning Commission of the City of Harahan did not recommend said plan of re-subdivision as indicated thereon;

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Harahan that:


SECTION 2. The Mayor of the City of Harahan is authorized and empowered to affix her signature to the said plan of re-subdivision and to execute any and all documents necessary to fully implement this Ordinance.

SECTION 3. If any provision of this ordinance is held to be invalid or otherwise enforceable by the final judgement of a court of competent jurisdiction; such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and to this end the provisions of this ordinance are hereby declared to be severable.

SECTION 4. All ordinances or parts of ordinances of the City of Harahan on conflict with this ordinance are hereby repealed.

The Ordinance having been considered by section and as a whole, a vote was taken and the vote was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this _____ day of __________, to become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

_________________________   _________________________
Tina Miceli                  Nicole Lee
Mayor                       City Clerk
The following Ordinance was proposed by Councilman Benton and seconded by Councilman ________:

PROPOSED ORDINANCE NO. 2017 - 37

An Ordinance adopting the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2018 for the City of Harahan, Louisiana.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. The attached estimate of Revenues and Expenditures as reflected in summary herein be and the same is hereby adopted to serve as the Budget of Revenue and Expenditures for the City of Harahan for the Fiscal Year January 1, 2018 thru December 31, 2018.

SECTION 2. The adoption of this budget shall form the framework for monitoring revenue and controlling expenditures as required by L.R.S. 39:1310.

SECTION 3. Attached hereto, made part hereof and marked City of Harahan Proposed Budget is the Line Item Budget.

SECTION 4. Any line item adjustment, i.e. re-allocation, within a departmental budget, after final approval shall be submitted to the Council for approval through a budget amendment.

SECTION 5. The severability and repeal clause as referenced in Ordinance No. 1566 is incorporated into this ordinance.

SECTION 6. The Budget is attached.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this _____ day of _________ to become effective immediately.

__________________ ____________________
Tina Miceli, Mayor           Nicole Lee, City Clerk
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman Johnston:

ORDINANCE NO. 1836

An Ordinance correcting a clerical error in the Harahan Municipal Code for the City of Harahan, Louisiana.

WHEREAS, through a clerical error, Harahan Ord. No. 1308, dated 9-20-2001, which amended Harahan Municipal Code art. 18-4 improperly omitted the second paragraph when it was submitted for publication; and

WHEREAS, there has been confusion regarding the allocation of funds for appearance bond fees to the Harahan Police Department; and

WHEREAS, La. R.S. art. 33:2334 explicitly states the City of Harahan shall appropriate thirteen dollars of the fee to the chief of police to be used for law enforcement purposes; and

WHEREAS, the City of Harahan has not properly allocated the collected appearance bond fees to the chief of police;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. Harahan Municipal Code art. 18-4 be corrected retroactively to its date of amendment (9-20-2001) to correct the clerical error and state the following:

SECTION 1: A $15.00 appearance bond fee shall be collected by the clerk of court in the municipal court for the city from any individual who has provided an appearance bond, including cash, commercial surety, personal surety, signature, or drivers license for any arrest for a violation of any ordinance of the city. This fee is to be in addition to any court cost, schedule bond, schedule fine or fine imposed by any magistrate of the city and may be deferred until the conclusion of verdict or plea. Upon acquittal of the defendant, this fee shall be refunded to the individual who paid the fee.

SECTION 2: The revenue from this fee shall be paid to the General Fund of the municipality; with all proceeds to be dedicated to a Capital Projects Fund for the Harahan Police Department, unless otherwise requested by the Chief of Police.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Baudier, Johnston, Wheeler
NAYS: Benton
ABSENT: Huete
ABSTENTION: None

This Ordinance was declared adopted on this 16th day of November, 2017 to become effective immediately.

Tina Miceli, Mayor
Nicole Lee, City Clerk
The following Ordinance was proposed Councilman Wheeler and seconded by Councilman __________:

PROPOSED ORDINANCE NO. 2017-38

An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan, Louisiana. (Civil Service Department)
The following Ordinance was proposed Councilman Wheeler and seconded by Councilman '';''

PROPOSED ORDINANCE NO. 2017 - 39

An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan, Louisiana. (Harahan Police Department)
The following Ordinance was offered unanimously by the Council of the City of Harahan:

PROPOSED ORDINANCE NO. 2017 – 40

An ordinance revising the Flood Damage Prevention Ordinance (FDPO) contained in Chapter 38 of the City of Harahan Code of Ordinances to align sections with the February 2, 2018 Digital Flood Insurance Rate Maps, and providing for related matters. (Parishwide)

WHEREAS, The FDPO, contained in Chapter 38 of the City of Harahan Code of Ordinances for Floodplain Management, currently establishes the areas of special flood hazard Flood Insurance Rate Maps from 1995; and

WHEREAS, FEMA issued a letter of final determination on August 2, 2017 stating the Flood Insurance Study and Flood Insurance Rate Maps dated February 2, 2018 are now final and should be used for regulatory purposes within the City of Harahan; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City, that:

SECTION 1. That Chapter 38 Section 38-7 of the City of Harahan Code of Ordinances, the Flood Damage Prevention Ordinance is hereby repealed.

SECTION 2. That Chapter 38 Section 38-7 of the City of Harahan Code of Ordinances, the Flood Damage Prevention Ordinance is hereby reenacted to read as follows:

Sec. 38-7. - Basis for establishing areas of special flood hazard.

The areas of special flood hazard identified by the Federal Emergency Management Agency in the Flood Insurance Study (FIS) with accompanying flood insurance rate maps (FIRM) dated February 2, 2018 and any revisions thereto are hereby adopted by reference and declared to be a part of this chapter.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This ordinance was declared adopted on this ____ day of ____________ to become effective immediately.

_________________________  _______________________
Tina Miceli, Mayor                  Nicole Lee, City Clerk
Sec. 38-7. - Basis for establishing areas of special flood hazard.

The areas of special flood hazard identified by the Federal Emergency Management Agency in a scientific and engineering report with accompanying flood insurance rate maps (FIRM) and flood boundary-floodway maps (FBFM) and any revisions thereto are hereby adopted by reference and declared to be a part of this chapter.

(Code 1990, § 9-7; Ord. No. 943, Art. 3, § B, 3-5-1987)
The following Ordinance was offered by Alderman Bonvillain
seconded by Alderman Anzelmo:

ORDINANCE NO. 943

An Ordinance implementing the rules and required
regulations of the National Flood Insurance
Program.

NOW THEREFORE BE IT ORDAINED by the Board of Aldermen of the
City of Harahan, State of Louisiana, acting as the governing
authority of said City:

SECTION 1. That there is hereby established minimum Land
Management Criteria in flood prone areas of the City of Harahan
to be administered in accordance with the Zoning Ordinance as
follows:

60.3(c)
Revised as of October 1, 1986

FLOOD DAMAGE PREVENTION ORDINANCE

OUTLINE

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Cross Ref.
NFIP Regulations

60.3(c)(1)
60.3(c)(2)
60.3(c)(3)(4)
60.3(c)(5)
60.3(c)(6)
60.3(c)(1)(2)
FLOOD DAMAGE PREVENTION ORDINANCE

ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND METHODS

SECTION A. STATUTORY AUTHORIZATION

The Legislature of the State of Louisiana has in statutes delegated the responsibility to local governmental units to adopt regulations designed to minimize flood losses. Therefore, the Board of Aldermen of Harahan, Louisiana, does ordain as follows:

SECTION B. FINDINGS OF FACT

1. The flood hazard areas of Harahan are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare.

2. These flood losses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazards areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, floodproofed or otherwise protected from flood damage.

SECTION C. STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

1. Protect human life and health;

2. Minimize expenditure of public money for costly flood control projects;

3. Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;

4. Minimize prolonged business interruptions;

5. Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains;

6. Help maintain a stable tax base by providing for the sound use and development of flood-prone areas in such a manner as to minimize future flood blight areas; and

7. Insure that potential buyers are notified that property is in a flood area.
SECTION D. METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance uses the following methods:

(1) Restrict or prohibit uses that are dangerous to health, safety or property in times of flood, or cause excessive increases in flood heights or velocities;

(2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;

(3) Control the alteration of natural floodplains, stream channels, and natural protective barriers, which are involved in the accommodation of flood waters;

(4) Control filling, grading, dredging and other development which may increase flood damage;

(5) Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.
ARTICLE 2
DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

APPEAL - means a request for a review of the Flood Plain Administrator's interpretation of any provision of this ordinance or a request for a variance.

AREA OF SHALLOW FLOODING - means a designated AO, AH, or V0 zone on a community's Flood Insurance Rate Map (FIRM) with a one percent chance or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD - is the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. The area may be designated as Zone A on the Flood Hazard Boundary Map (FHBMM). After detailed ratemaking has been completed in preparation for publication of the FIRM, Zone A usually is refined into Zones A, AE, AH, AO, AI-99, V0, VI-30, VE or V.

BASE FLOOD - means the flood having a one percent chance of being equaled or exceeded in any given year.

CRITICAL FEATURE - means an integral and readily identifiable part of a flood protection system, without which the flood protection provided by the entire system would be compromised.

DEVELOPMENT - means any man-made change in improved and unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

ELEVATED BUILDING - means a nonbasement building (i) built, in the case of a building in Zones AI-30, AE, A, A99, AO, AH, B, C, X, and D, to have the top of the elevated floor, or in the case of a building in Zones VI-30, VE, or V, to have the bottom of the lowest horizontal structure member of the elevated floor elevated above the ground level by means of pilings, columns (posts and piers), or shear walls parallel to the floor of the water and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood of up to the magnitude of the base flood. In the case of Zones AI-30, AE, A, A99, AO, AH, B, C, X, D, "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the the unimpeded movement of flood waters. In the case of Zones VI-30, VE, or V, "elevated building" also includes a building otherwise meeting the definition of "elevated building", even though the lower area is enclosed by means of breakaway walls if the breakaway walls meet the standards of Section 60.3(e)(5) of the National Flood Insurance Program regulations.

EXISTING CONSTRUCTION - means for the purposes of determining rates, structures for which the "start of construction" commenced before the effective date of the FIRM or before January 1, 1975, for FIRMs effective before that date. "Existing construction" may also be referred to as "existing structures."
FLOOD OR FLOODING - means a general and temporary condition of partial or complete inundation of normally dry land areas from:

(1) the overflow of inland or tidal waters.
(2) the unusual and rapid accumulation or runoff of surface waters from any source.

FLOOD INSURANCE RATE MAP (FIRM) - means an official map of a community, on which the Federal Emergency Management Agency has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY - is the official report provided by the Federal Emergency Management Agency. The report contains flood profiles, water surface elevation of the base flood, as well as the Flood Boundary-Floodway Map.

FLOODPLAIN OR FLOOD-PRONE AREA - means any land area susceptible to being inundated by water from any source (see definition of flooding).

FLOOD PROTECTION SYSTEM - means those physical structural works for which funds have been authorized, appropriated, and expended and which have been constructed specifically to modify flooding in order to reduce the extent of the areas within a community subject to a "special flood hazard" and the extent of the depths of associated flooding. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood modifying works are those constructed in conformance with sound engineering standards.

FUNCTIONALLY DEPENDENT USE - means a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

HABITABLE FLOOR - means any floor usable for the following purposes; which includes working, sleeping, eating, cooking or recreation, or a combination thereof. A floor used for storage purposes only is not a "habitable floor."

HIGHEST ADJACENT GRADE - means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

LEVEE - means a man-made structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control, or divert the flow of water so as to provide protection from temporary flooding.

LEVEE SYSTEM - means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

LOWEST FLOOR - means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking or vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirement of Section 60.3 of the National Flood Insurance Program regulations.
MANUFACTURED HOME - means a structure transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For flood plain management purposes the term "manufactured home" also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 consecutive days. For insurance purposes the term "manufactured home" does not include park trailers, travel trailers, and other similar vehicles.

MEAN SEA LEVEL - means, for purposes of the National Flood Insurance Program, the National Geodetic Vertical Datum (NGVD) of 1929 or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

NEW CONSTRUCTION - means, for flood plain management purposes, structures for which the "start of construction" commenced on or after the effective date of a flood plain management regulation adopted by a community.

START OF CONSTRUCTION - (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (Pub. L. 97-348)), includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure.

STRUCTURE - means a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

SUBSTANTIAL IMPROVEMENT - means any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds 50% of the market value of the structure either, (1) before the improvement or repair is started, or (2) if the structure has been damaged and is being restored, before the damage occurred. For the purpose of this definition "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term does not, however, include either (1) any project for improvement of a structure to comply with existing state or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions, or (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.

VARIANCE - is a grant of relief to a person from the requirements of this ordinance when specific enforcement would result in unnecessary hardship. A variance, therefore, permits construction or development in a manner otherwise prohibited by this ordinance. (For full requirements see Section 50.6 of the National Flood Insurance Program regulations.)
VIOLATION - means the failure of a structure or other development to be fully compliant with the community's flood plain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in Section 60.3(b)(5), (c)(4), (c)(10), (d)(3), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION - means the height, in relation to the National Geodetic Vertical Datum (NGVD) of 1929 (or other datum, where specified), of floods of various magnitudes and frequencies in the flood plains of coastal or riverine areas.
ARTICLE 3
GENERAL PROVISIONS

SECTION A. LANDS TO WHICH THIS ORDINANCE APPLIES
The ordinance shall apply to all areas of special flood hazard with
the jurisdiction of HARAHAN
(local unit)

SECTION B. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD
The areas of special flood hazard identified by the Federal Emergency
Management Agency in a scientific and engineering report entitled,
"The Flood Insurance Study for ," dated
, with accompanying Flood Insurance Rate Maps and
Flood Boundary-Floodway Maps (FIRM and FBFM) and any revisions thereto
are hereby adopted by reference and declared to be a part of this
ordinance.

SECTION C. ESTABLISHMENT OF DEVELOPMENT PERMIT
A Development Permit shall be required to ensure conformance with the
provisions of this ordinance.

SECTION D. COMPLIANCE
No structure or land shall hereafter be located, altered, or have its
use changed without full compliance with the terms of this ordinance
and other applicable regulations.

SECTION E. ABROGATION AND GREATER RESTRICTIONS
This ordinance is not intended to repeal, abrogate, or impair any
existing easements, covenants, or deed restrictions. However, where
this ordinance and another conflict or overlap, whichever imposes the
more stringent restrictions shall prevail.

SECTION F. INTERPRETATION
In the interpretation and application of this ordinance, all provisions
shall be; (1) considered as minimum requirements; (2) liberally construed
in favor of the governing body; and (3) deemed neither to limit nor
repeal any other powers granted under State statutes.

SECTION G. WARNING AND DISCLAIMER OR LIABILITY
The degree of flood protection required by this ordinance is considered
reasonable for regulatory purposes and is based on scientific and
engineering considerations. On rare occasions greater floods can and
will occur and flood heights may be increased by man-made or natural
causes. This ordinance does not imply that land outside the areas
of special flood hazards or uses permitted within such areas will be
free from flooding or flood damages. This ordinance shall not create
liability on the part of the community or any official or employee
thereof for any flood damages that result from reliance on this ordinance
or any administrative decision lawfully made thereunder.
ARTICLE 4
ADMINISTRATION

SECTION A. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR

The is hereby appointed the Floodplain Administrator to administer and implement the provisions of this ordinance and other appropriate sections of 44 CFR (National Flood Insurance Program Regulations) pertaining to flood plain management.

SECTION B. DUTIES & RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR

Duties and responsibilities of the Floodplain Administrator shall include, but not be limited to, the following:

1. Maintain and hold open for public inspection all records pertaining to the provisions of this ordinance.

2. Review permit application to determine whether proposed building site will be reasonable safe from flooding.

3. Review, approve or deny all applications for development permits required by adoption of this ordinance.

4. Review permits for proposed development to assure that all necessary permits have been obtained from those Federal, State or Local governmental agencies (including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334) from which prior approval is required.

5. Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the Floodplain Administrator shall make the necessary interpretation.

6. Notify, in riverine situations, adjacent communities and the State Coordinating Agency which is prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.

7. Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.

8. When base flood elevation data has not been provided in accordance with Article 3, Section 8, the Floodplain Administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a Federal, State or other source, in order to administer the provisions of Article 5.

9. When a regulatory floodway has not been designated, the Floodplain Administrator must require that no new construction, substantial improvements, or other development (including fill) shall be permitted within Zones AI-30 and AE on the community's FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

SECTION C. PERMIT PROCEDURES

1. Application for a Development Permit shall be presented to the Floodplain Administrator on forms furnished by him/her and may include, but not be limited to, plans in duplicate drawn to scale showing the location, dimensions, and elevation of proposed landscape alterations, existing and proposed structures, and the location of the foregoing in relation to areas of special flood hazard. Additionally, the following information is required:
a. Elevation (in relation to mean sea level), of the lowest floor (including basement) of all new and substantially improved structures;

b. Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed;

c. A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of Article 5, Section B(2);

d. Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development.

e. Maintain a record of all such information in accordance with Article 4, Section B(1).

(2) Approval or denial of a Development Permit by the Floodplain Administrator shall be based on all of the provisions of this ordinance and the following relevant factors:

a. The danger to life and property due to flooding or erosion damage;

b. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;

c. The danger that materials may be swept onto other lands to the injury of others;

d. The compatibility of the proposed use with existing and anticipated development;

e. The safety of access to the property in times of flood for ordinary and emergency vehicles;

f. The costs of providing governmental services during and after flood conditions including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems;

g. The expected heights, velocity, duration, rate of rise and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site;

h. The necessity to the facility of a waterfront location, where applicable;

i. The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use;

j. The relationship of the proposed use to the comprehensive plan for that area.

SECTION D. VARIANCE PROCEDURES

(1) The Appeal Board as established by the community shall hear and render judgement on requests for variances from the requirements of this ordinance.

(2) The Appeal Board shall hear and render judgement on an appeal only when it is alleged there is an error in any requirement, decision, or determination made by the Floodplain Administrator in the enforcement or administration of this ordinance.

(3) Any person or persons aggrieved by the decision of the Appeal Board may appeal such decision in the courts of competent jurisdiction.
(4) The Floodplain Administrator shall maintain a record of all actions involving an appeal and shall report variances to the Federal Emergency Management Agency upon request.

(5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this ordinance.

(6) Variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing the relevant factors in Section C(2) of this Article have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.

(7) Upon consideration of the factors noted above and the intent of this ordinance, the Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this ordinance (Article I, Section C).

(8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

(9) Prerequisites for granting variances:

   a. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

   b. Variances shall only be issued upon, (i) showing a good and sufficient cause; (ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and (iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud or victimization of the public, or conflict with existing local laws or ordinances.

   c. Any application to whom a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(10) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use provided that (i) the criteria outlined in Article 4, Section D(1)-(9) are met, and (ii) the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.
ARTICLE 5
PROVISIONS FOR FLOOD HAZARD REDUCTION

SECTION A. GENERAL STANDARDS

In all areas of special flood hazards the following provisions are required for all new construction and substantial improvements:

(1) All new construction or substantial improvements shall be designed (or modified) and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;

(2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;

(3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;

(4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

(5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

(6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the system and discharge from the systems into flood waters; and,

(7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

SECTION B. SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data has been provided as set forth in (i) Article 3, Section B, (ii) Article 4, Section 6(8), or (iii) Article 5, Section C(4), the following provisions are required:

(1) Residential Construction - new construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to or above the base flood elevation. A registered professional engineer, architect, or land surveyor shall submit a certification to the Floodplain Administrator that the standard of this subsection as proposed in Article 4, Section C(1)a., is satisfied.

(2) Nonresidential Contraction - new construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor (including basement) elevated to or above the base flood level or, together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained by the Floodplain Administrator.
(3) Enclosures - new construction and substantial improvements, with fully enclosed areas below the lowest floor that are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:

a. A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided.

b. The bottom of all openings shall be no higher than one foot above grade.

c. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(4) Manufactured Homes -

a. Require that all manufactured homes to be placed within Zone A, shall be installed using methods and practices which minimize flood damage. For the purpose of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

b. All manufactured homes shall be in compliance with Article 5, Section B (1).

c. Require that all manufactured homes to be placed or substantially improved within Zones AI-30, AH and AE on the community's FIRM be elevated on a permanent foundation such that the lowest floor of the manufactured home is at or above the base flood elevation, and be securely anchored to an adequately anchored foundation system in accordance with the provisions of Section B (4) of this Article.

SECTION C. STANDARDS FOR SUBDIVISION PROPOSALS

(1) All subdivision proposals including manufactured home parks and subdivisions shall be consistent with Article 1, Sections B, C, and D of this ordinance.

(2) All proposals for the development of subdivisions including manufactured home parks and subdivisions shall meet Development Permit requirements of Article 3, Section C; Article 4, Section C; and the provisions of Article 5 of this ordinance.

(3) Base flood elevation data shall be generated for subdivision proposals and other proposed development including manufactured home parks and subdivisions which is greater than 50 lots or 5 acres, whichever is lesser, if not otherwise provided pursuant to Article 3, Section B or Article 4, Section B (8) of this ordinance.

(4) All subdivision proposals including manufactured home parks and subdivisions shall have adequate drainage provided to reduce exposure to flood hazards.

(5) All subdivision proposals including manufactured home parks and subdivisions shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.
SECTION D. STANDARDS FOR AREAS OF SHALLOW FLOODING (AO/AH ZONES)

Located within the areas of special flood hazard established in Article 3, Section B, are areas designated as shallow flooding. These areas have special flood hazards associated with base flood depths of 1 to 3 feet where a clearly defined channel does not exist and where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow; therefore, the following provisions apply:

(1) All new construction and substantial improvements of residential structures have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified).

(2) All new construction and substantial improvements of nonresidential structures;

(i) have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified), or;

(ii) together with attendant utility and sanitary facilities be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water, and with structural components having the capability of resisting hydrostatic and hydrodynamic loads of effects of buoyancy.

(3) A registered professional engineer or architect shall submit a certification to the Floodplain Administrator that the standards of this Section, as proposed in Article 4, Section C (1)a., are satisfied.

(4) Require within Zones AH or AO adequate drainage paths around structures on slopes, to guide flood waters around and away from proposed structures.

This Ordinance having been submitted to a vote as a whole, the vote thereon was as follows:

YEA: Anzelmo, Barocco, Bonvillian, Ranatza, Walker
NAY: None
ABSENT: None

And this Ordinance was declared adopted on this the 5th day of March, 1987 to become effective on the 4th day of April, 1987.

[Signature]
Mayor

[Signature]
Clerk

To Mayor for signature 3/6/87
The following Ordinance was proposed by Councilman __________ and seconded by Councilman __________:

PROPOSED ORDINANCE NO. 2017 - 41

An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan, Louisiana.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. The attached estimate of Revenues and Expenditures as reflected in summary herein be and the same is hereby adopted to serve as the Budget of Revenue and Expenditures for the City of Harahan for the Fiscal Year January 1, 2017 through December 31, 2017. All funds of the City are affected.

SECTION 2. The Amended Budgets are attached.

SECTION 3. The adoption of this budget amendment shall form the framework for monitoring revenue and controlling expenditures as required by L.R.S. 39.1310.

SECTION 4. Any fund, whose expenses plus other uses exceed five percent (5%), or whose revenues plus other sources are expected to decrease by five percent (5%), or a change in operations, once identified, shall require notification of the Mayor and Council, and adoption of a budget amendment to reflect such changes as required by the Local Government Budget Act.

SECTION 5. If any provision of this ordinance is held to be invalid, or otherwise unenforceable by the final judgment of a court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and, to this end, the provisions of this ordinance are hereby declared to be servable.

SECTION 6. All ordinances, or parts of ordinances of the City of Harahan in conflict with this ordinance, and all Sections in the Harahan Municipal Code in conflict with this ordinance, are hereby repealed.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this _____ day of ______________, to become effective immediately upon the signature of the Mayor, or upon the expiration of the time period without the signature of the Mayor.

_________________________              ______________________________
Tina Miceli, Mayor                   Nicole Lee, City Clerk